

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

THIS DOCUMENT RELATES TO:
ALL CONSOLIDATED PRIVATE CLASS
ACTIONS

)
) MDL NO. 1456
)
)

CIVIL ACTION: 01-CV-12257-PBS

) JUDGE PATTI B. SARIS
)
)

**DECLARATION OF DAVID M. GLYNN IN SUPPORT OF INDIVIDUAL
MEMORANDUM OF AVENTIS PHARMACEUTICALS INC.
IN OPPOSITION TO PLAINTIFFS' SUPPLEMENTAL
MEMORANDUM IN SUPPORT OF TRACK 2
CLASS CERTIFICATION REGARDING STATE LAW ISSUES**

1. I am an associate in the law firm of Kirkpatrick & Lockhart Preston Gates Ellis LLP, representing Defendant Aventis Pharmaceuticals Inc. ("Aventis");
2. I offer this declaration in support of Aventis's Individual Memorandum in Opposition to Plaintiffs' Supplemental Memorandum in Support of Track 2 Class Certification Regarding State Law Issues;
3. Attached hereto as Exhibit A is a true and correct copy of an October 17, 1997 letter from Hoechst Marion Roussel, Inc. to pricing compendia;
4. Attached hereto as Exhibit B is a true and correct copy of a 1999 Annual Registration Report for Hoechst Marion Roussel, Inc.;
5. Attached hereto as Exhibit C is a true and correct copy of a January 26, 2000 letter from Aventis to pharmaceutical buyers.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: September 21, 2007

/s/ David M. Glynn
David M. Glynn

CERTIFICATE OF SERVICE

I hereby certify that on September 21, 2007 I caused a true and correct copy of the foregoing to be served on all counsel of record by electronic service pursuant to Case Management Order No. 2 entered by the Honorable Patti B. Saris in MDL 1456.

/s/ David M. Glynn

David M. Glynn